IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

WP(C).No. 5009 of 2007(U)

PETITIONER:

VIJAYARAJAN, S/O. NAKULAN,
AGED 52 YEARS, KUNNUMPURATHU VEEDU,
PEROOR, KARIKKODE P.O., KOLLAM-5.

BY ADV. SRI.BECHU KURIAN THOMAS
SRI.ROSHEN.D.ALEXANDER

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY, DEPARTMENT OF
LOCAL SELF GOVERNMENT, THIRUVANANTHAPURAM.

2. THE SECRETARY,
CORPORATION OF KOLLAM, ZONAL OFFICE,
VADAKKEVILA, KOLLAM.

3. M.P. MATHAPPAN,
MATHRU MANDIRAM, MANGADU P.O., KOLLAM.

4. ASOKAN,
GIRISH BHAVAN, ULIYAKOVIL, KOLLAM.

R2 BY ADV.SRI.M.K.CHANDRAMOHAN DAS, SC.
R1 BY GOVT.PLEADER SMT.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C) No.5009 OF 2007

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DATED THIS THE 14TH FEBRUARY, 2007

J U D G M E N T

Mr.M.K.Chandramohan Das, Standing Counsel takes notice on behalf of the 2nd respondent-Corporation.

2. I do not propose to go into the merits of the grounds raised. But the case of the petitioner is that he is the owner of the shop-rooms in which the 3rd respondent is presently conducting business. His grievance is that even without hearing him, the 2nd respondent-Corporation is going to issue trade licence to the 3rd respondent. According to the petitioner, a suit is pending before the local civil court. Mr.Chandramohan Das, Standing Counsel does not have any serious objection in the petitioner also being heard in the matter.

Under these circumstances, the Writ Petition will stand disposed of with the following directions:-

If the 2nd respondent has not already taken a decision on the licence application submitted by the 3rd respondent, such decision will be taken by the 2nd respondent after hearing the petitioner also, apart from hearing the 3rd respondent.

tgl/- **(PIUS C. KURIAKOSE, JUDGE)**

tgl